

**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF ARKANSAS  
RICHARD SHEPPARD ARNOLD UNITED STATES COURTHOUSE  
500 W. CAPITOL, ROOM D444  
LITTLE ROCK, ARKANSAS 72201-3325  
(501) 604-5140  
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**March 2, 2009**

Mr. Jimmie L. Wilson  
521 Plaza Street  
West Helena, AR 72390

Re: *Gammon v. Arkansas State Highway & Transportation Department et al.*,  
2:07-CV-000148-WRW

Dear Counsel:

I have received Defendants' Motion to Dismiss, which was filed on February 13, 2009, and it appears to be well taken.

I assume that since you have not filed a response,<sup>1</sup> you agree with Defendants' position. If you choose not to respond by noon on Friday, March 6, 2009, I will grant the motion.

Cordially,

/s/ Wm. R. Wilson, Jr.

Original to the Clerk of the Court  
cc: Other Counsel of Record

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<sup>1</sup>The response was due on Friday, February 27, 2009.